

REFERENCE TITLE: community facilities districts; financing

State of Arizona
Senate
Forty-seventh Legislature
Second Regular Session
2006

SB 1160

Introduced by
Senators Bee: Flake; Representatives Konopnicki, McClure

AN ACT

AMENDING SECTIONS 48-717 AND 48-719, ARIZONA REVISED STATUTES; RELATING TO COMMUNITY FACILITIES DISTRICTS.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:
2 Section 1. Section 48-717, Arizona Revised Statutes, is amended to
3 read:

4 48-717. Finances: exception

5 A. Except as provided in subsection B of this section, the projects to
6 be constructed or acquired as shown in the general plan may be financed from
7 the following sources of revenue:

- 8 1. Proceeds received from the sale of bonds of the district.
- 9 2. Monies of the municipality or county contributed to the district.
- 10 3. Annual tax levies.
- 11 4. Special assessments.
- 12 5. State or federal grants or contributions.
- 13 6. Private contributions.
- 14 7. User, landowner and other fees and charges.
- 15 8. Proceeds of loans or advances.
- 16 9. Any other monies available to the district by law.

17 B. A district formed by a county shall not levy an ad valorem tax
18 pursuant to section 48-723 ~~or issue general obligation bonds pursuant to~~
19 ~~section 48-719.~~

20 Sec. 2. Section 48-719, Arizona Revised Statutes, is amended to read:

21 48-719. General obligation bonds; tax levy

22 A. At any time after the hearing on formation of the district, the
23 district board, or, if before formation, the governing body, may from time to
24 time order and call a general obligation bond election to submit to the
25 qualified electors of the district or to those persons who are qualified to
26 vote pursuant to section 48-707, subsection G the question of authorizing the
27 district board to issue general obligation bonds of the district to provide
28 monies for any public infrastructure purposes consistent with the general
29 plan. The election may be held in conjunction with the formation election.

30 B. If general obligation bonds are approved at an election, the
31 district board may issue and sell general obligation bonds of the district.

32 C. If the bonds are to be sold in a public offering, no bonds may be
33 issued by the district unless the bonds receive one of the four highest
34 investment grade ratings by a nationally recognized bond rating agency.

35 D. The district may issue and sell refunding bonds to refund any
36 general obligation bonds of the district. If general obligation bonds are
37 issued to refund any general obligation bonds of the district no election on
38 the issuance of such refunding bonds is required.

39 E. After the bonds are issued, the district board shall enter in its
40 minutes a record of the bonds sold and their numbers and dates and shall
41 annually levy and cause an ad valorem tax to be collected, at the same time
42 and in the same manner as other taxes are levied and collected on all taxable
43 property in the district, sufficient, together with any monies from the
44 sources described in section 48-717, to pay debt service on the bonds when

1 due. Monies derived from the levy of the tax provided in this section when
2 collected constitute funds to pay the debt service on the bonds and shall be
3 kept separately from other funds of the district.

4 ~~F. A district formed by a county shall not call a general obligation
5 bond election or issue general obligation bonds.~~